

COMMITTEE REPORT

HOUSE

FURTHER:

(11)

3/24/82

Date: 4/5/82

Mr. Speaker:

The Committee on FINANCE has had HJR 41

Proposing an amendment to the Constitution of the State of Alaska defining the term "appropriation."

under consideration and ~~(a-majority-of-the-committee)-(the-committee)-~~ reports it back with the following recommendations:

do pass do not pass

do pass with attached amendments(s)

replace with CS for HJR 41 (Sud) same title
 new title

and recommends do pass

AND attaches a "Letter of Intent" New Fiscal Note

reports it back without recommendation

referred to the _____ Committee

MEMBERS SIGNING

DO PASS

R B Newirth
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

MEMBERS HAVING

OTHER RECOMMENDATIONS:

do not pass

[Signature]
CHAIRMAN

Original sponsors: Beirne, Freeman,
Malone, et al

Offered: 3/24/82
Referred: Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE JOINT RESOLUTION NO. 41 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 Proposing an amendment to the Consti-
6 tution of the State of Alaska defin-
7 ing the term "appropriation."

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. Article XII, Constitution of the State of Alaska, is amended
10 by adding a new section to read:

11 SECTION 14. APPROPRIATION DEFINED. As used in this constitution
12 the term "appropriation" or variations of the term does not include
13 disposition of the surface estate, or an interest in the surface estate,
14 of state lands.

15 * Sec. 2. The amendment proposed by this resolution shall be placed
16 before the voters of the state at the next general election in conformity
17 with art. XIII, sec. 1, Constitution of the State of Alaska, and the election
18 laws of the state.

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THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

HJR 41

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HJR 41 (3/26/81)
Title Relating To The Term "Appropriation"
Requested by House Judiciary Committee Date 3/22/82

II. FISCAL DETAIL

Agency Affected General Fund Unrestricted Revenue
Program Category Affected _____
BRU, Program, Or Subprogram(s) Affected _____
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars) SEE ANALYSIS SECTION

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars) SEE ANALYSIS SECTION

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

This Constitutional amendment would remove the disposition of land or tangible property of the state from being subject to legislative appropriation.

All state land and tangible property has some asset value and income producing value. Therefore, the monetary equivalent of the land, in effect, would be allowed to be distributed without legislative appropriation; including future potential income. Significant fiscal impact to potential state revenues exist but are indeterminate (unquantifiable at this time) due to the nature, type, extent and potential uses to which the land or property could be put.

A. Staack

IV. DATE March 22, 1982 PREPARED BY Anselm C. Staack, Treasury Comptroller
AGENCY Dept. of Revenue, Treasury Division

Original: Legislative Finance PHONE 465-2350

cc: Budget and Management
Prime Sponsor (First Legislator Named)

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HJR 41 *no 2*
 Title Proposing an amendment to the Constitution of the State of Alaska
 Requested by Repr. Barnes, House Judiciary Date March 22, 1982
 defining the term "appropriation."

II. FISCAL DETAIL

Agency Affected Department of Law
 Program Category Affected General Government
 BRU, Program, Or Subprogram(s) Affected Legal Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

No fiscal impact.

IV. DATE March 22, 1982 PREPARED BY Richard I. Peques, Director, Admin. Services
 AGENCY Department of Law
 Original: Legislative Finance PHONE 465-3672
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Richard I. Peques

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HJR 41 *No 3*
 Title Proposing a constitutional Amendment defining the term "appropriation"
 Requested by House Judiciary Date 3-22-82

II. FISCAL DETAIL
 Agency Affected Department of Natural Resources
 Program Category Affected NRMEC
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

GENERAL FUND		-0-				
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME		-0-				
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

This amendment does not mandate any programs.

IV. DATE 3-22-82 PREPARED BY Mark Wittow
 AGENCY Dept of Natural Resources
 Original: Legislative Finance PHONE 465-2400
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Original sponsors: Beirne, Freeman,
Malone, et al

Offered: 3/24/82
Referred: Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2

CS FOR HOUSE JOINT RESOLUTION NO. 41 (Judiciary)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - SECOND SESSION

5

Proposing an amendment to the Consti-

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tution of the State of Alaska defin-

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ing the term "appropriation."

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BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9

* Section 1. Article XII, Constitution of the State of Alaska, is amended

10

by adding a new section to read:

11

SECTION 14. APPROPRIATION DEFINED. As used in this constitution

12

the term "appropriation" or variations of the term does not include

13

disposition of the surface estate, or an interest in the surface estate,

14

of state lands.

15

* Sec. 2. The amendment proposed by this resolution shall be placed

16

before the voters of the state at the next general election in conformity

17

with art. XIII, sec. 1, Constitution of the State of Alaska, and the election

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laws of the state.

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Introduced: 3/26/81
Referred: Judiciary and Finance

BY BEIRNE, FREEMAN, MALONE, HAYES,
CATO, RANDOLPH, MOSS, BARNES, HALFORD,
FANNING, MONTGOMERY, O'CONNELL AND
BETTISWORTH

1 IN THE HOUSE

2 HOUSE JOINT RESOLUTION NO. 41

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 Proposing an amendment to the Consti-
6 tution of the State of Alaska defin-
7 ing the term "appropriation."

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. Article XII, Constitution of the State of Alaska, is amended
10 by adding a new section to read:

11 SECTION 14. APPROPRIATION DEFINED. As used in this constitution
12 the term "appropriation" or variations of the term means an authoriza-
13 tion to withdraw money from the treasury for a specified purpose. It
14 does not include disposition of land or other tangible property.

15 * Sec. 2. The amendment proposed by this resolution shall be placed
16 before the voters of the state at the next general election in conformity
17 with art. XIII, sec. 1, Constitution of the State of Alaska, and the elec-
18 tion laws of the state.

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